GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Sri V. Venkata Subbaiah, Asst Director of Agriculture,(R), Mydukur and others – Initiation of departmental Common /Joint enquiry proceedings u/r 20 of APCS (CC&A) Rules, 1991 read with Rule- 24 of A.P.C.S. (CC&A) Rules, 1991 - Articles of charge – Issued.

AGRICULTURE AND COOPERATION (VIG I) DEPARTMENT

G.O.RT.No. 415 **Dated: 11-06-2018**
Read the following:-

1. From the DG, V&E Dept., Vigilance Report.No.103 (C.No.196/V&E/D1/2015), dt: 23.10.2017.
2. From the Special Commissioner of Agriculture, A.P., Guntur Lr.No.Vig.I(2) 04/2018, dt:17-05-2018.
3. Memo No.AGST-30021/36/2017, Dated: 11.06.2018

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ORDER :-

It is proposed to hold an enquiry against the said Sri V. Venkata Subbaiah, Asst Director of Agriculture,(R), Mydukur in accordance with procedure laid down in Rule- 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Articles of Charge (Annexure-I). Statement of imputation of misconduct or misbehavior on which action is proposed to be taken against him as Annexure-II, a list of documents by which and a list of witnesses by whom the Article of Charge is proposed to be sustained are also enclosed as Annexure-III and IV.

3. Sri V. Venkata Subbaiah, Asst Director of Agriculture,(R), Mydukur is directed to submit a written statement of his defence within 15 days from the date of receipt of this G.O. and also to state whether he desires to be heard in person.

4. Sri V. Venkata Subbaiah, Asst Director of Agriculture,(R), Mydukur is further informed that an Inquiry will be held only in respect of those articles of charge as are not admitted. He should therefore, specifically admit or deny the article of charge.

5. Sri V. Venkata Subbaiah, Asst Director of Agriculture,(R), Mydukur is further informed that if he does not submit his written statement of defense on or before the date specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri V. Venkata Subbaiah, Asst Director of Agriculture,(R), Mydukur is invited to Rule -24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to him under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Sri V. Venkata Subbaiah, Asst Director of Agriculture,(R), Mydukur is

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aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule -24 of the A. P. Civil Service (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(**BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

B.RAJSEKHAR
SPECIAL CHEIF SECRETARY TO GOVERNMENT (FAC)

To
Sri V. Venkata Subbaiah, Asst Director of Agriculture,(R), Mydukur ,YSR Kadapa Dist
through the Special Commissioner of Agriculture ,A.P, Guntur

Copy to:

The Special Commissioner of Agriculture ,A.P, Guntur (with a request to serve the order on the charged officer and return the served copy with dated ack.,)
SC/Sf.

//FORWARDED BY ORDER//

SECTION OFFICER

Contd.3 /-

ANNEXURE-I

Statement Of Article Of Charge framed against Sri.V.Venkata Subbaiah, Assistant Director of Agriculture, ®, Mydukur, Kadapa YSR District

Article of Charge-I:

"that Sri. V. Venkata Subbaiah, while working as Asst.Director of Agriculture 0, Mydukur has failed to exercise effective supervision over the activities of Agro Rythu Seva Kendram, Chapadu (M) and Farmers Service Co-Operative Society Limited (FSCS), Alladupalli, Chapudu (M), YSR District, 'which led to conduct of business without valid Form-O, diversion of the stocks of fertilizers to black market without supplying to the farmers, sale fertilizers at higher prices than MRP, Not maintained the records properly and violated clause 4 & 5 of Fertilizer Control Order 1985. Thus he has violated the Rule 3 of APCS (Conduct) Rules 1964)".

ANNEXURE-II

Statement of imputations of misconduct or misbehaviour in support of the articles of charge framed against Sri.V.Venkata Subbaiah, Assistant Director of Agriculture, ®, Mydukur, Kadapa YSR District

It is brought to the notice of the undersigned by the Director General (Vigilance & Enforcement Department) Vigilance Report No.103 (C.No.196/V&E/D1/2015) DATED 23.10.2017 that on the petition of Sri Putta Sudhakar Yadav, TDP incharge, Mydukur Mandal, YSR District on mis-utilization of fertilizers of Agro Rythu Seva Kendram, Chapadu (M) and Farmers Service Co-Operative Society Limited (FSCS), Alladupalli, Chapudu (M), YSR District, the officials of Vigilance and Enforcement Department inspected the said premises and found the following irregularities:

i) The Form 'O' (Source of supply of fertilizers) of MARKFED is valid upto November 2014.But fertilizers were supplied to Agro Rythu Seva Kendram, Chapadu (M) and Farmers Service Co-Operative Society Limited (FSCS), Alladupalli, Chapudu (M) even after expiry of validity, without valid Form 'O'.
ii) A.P. Markfed supplied 1047 MTs of Urea. But the Agro Rythu Seva Kendram, Chapadu (M) has shown only 886 MTS in the Stock Register and the balance 161 MTs was not entered in the records and the same was diverted to black market
iii) The dealers sold the fertilizers to the farmers at higher prices than MRP.
iv) Some of the signatures in the bill book of the Agro Rythu Seva Kendram, were actually not of the farmers.
v) Signatures of the farmers were not obtained on the bill books of Farmers Service Co-Operative Society Limited (FSCS), Alladupalli which are mandatory as per the clause 5 of FCO 1985.
vi) Farmers Service Co-Operative Society Limited (FSCS) stored fertilizers without including the IPL Company From-0 in the Fertilizer's License.
vii) Farmers Service Co-Operative Society Limited (FSCS) has issued 802 bags of fertilizers to 193 farmers on the basis of pass books and shown same pass book number 143514 against the names of 193 farmers and also another set of pass books with Nos.163514, 143516, 1014015, 23445, 141514, 141501 and 414516 repeatedly shown in the distribution register. Thus the firm has shown bogus entries in the distribution registers and diverted the fertilizers to the black market

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But, Sri V. Venkata Subbaiah, while working as Asst.Director of Agriculture ®, Mydukur failed to exercise effective supervision over the activities of Agro Rythu Seva Kendram, Chapadu (M) and Farmers Service Co-Operative Society Limited (FSCS), Alladupalli, which is his core duty which cannot be kept aside at any cost, because interests of the farmers are involved in it,

Thus he has failed to exercise the effective supervision over the activities of Agro Rythu Seva Kendram, Chapadu and Farmers Service Co-Operative Society Limited (FSCS), Alladupalli and violated clause 4 & 5 of Fertilizer Control Order 1985 and also APCS (Conduct) Rules 1964.

ANNEXURE-III

List of documents by which articles of charge framed Sri.V.Venkata Subbaiah, Assistant Director of Agriculture, ®, Mydukur, Kadapa YSR District presently working as DDA (FTC), Kadapa, YSR District are proposed to be sustained.

Vigilance Report No. 103, (C. No. 196/V&E/D1/2015, dated 23-10-2017 of the Director General of Vigilance and Enforcement Department.

ANNEXURE-IV

List of witnesses by whom the Article of Charge framed against Sri.V.Venkata Subbaiah, Assistant Director of Agriculture, ®, Mydukur, Kadapa YSR District are proposed to be sustained.

—Nil—

B.RAJSEKHAR
SPECIAL CHEIF SECRETARY TO GOVERNMENT (FAC)

SECTION OFFICER